

Notice of Allowability

Application No.

Applicant(s)

10/042,607

SUZUKI ET AL

Examiner

Art Unit

Melissa J Koval

2851

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the Amendment of June 4, 2003
2. ☒ The allowed claim(s) is/are 1, 3-6, 11, and 12 (now renumbered 1-7)
3. ☒ The drawings filed on 09 January 2002 are accepted by the Examiner
4. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f):
 - a) ☒ All
 - b) ☐ Some*
 - c) ☐ Noneof the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received _____

5. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application):
 - (a) ☐ The translation of the foreign language provisional application has been received.
6. ☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8. ☐ CORRECTED DRAWINGS must be submitted:
 - (a) ☐ including changes required by the Notice of Draftperson's Patent Drawing Review (PTO-948) attached:
 - 1) ☐ hereto or 2) ☐ to Paper No. _____
 - (b) ☐ including changes required by the proposed drawing correction filed _____, which has been approved by the Examiner.
 - (c) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. _____

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 2. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3. <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948) | 4. <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____ |
| 5. <input type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. _____ | 6. <input type="checkbox"/> Examiner's Amendment/Comment |
| 7. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other |

Allowable Subject Matter

Claims 1, 3, 4, 5, 6, 11, and 12 (now renumbered 1-7) are allowed.

The following is an examiner's statement of reasons for allowance:

Applicant's amendment of June 4, 2003 overcomes the rejection set forth in the previous Office Action of April 3, 2003. With respect to claims 1 and 11, the arrangement of wavelength-selective polarizing converters to the first to fourth polarizing beam splitters, such that one converter is placed at the light-incident side of the first splitter and at the light-emitting side of the fourth splitter, and furthermore wherein the remaining converters and three of the first to fourth splitters are joined to each other to form an optical joint component having a gap separating the optical joint component from the remaining one splitter, is neither shown nor suggested by the prior art of record. With respect to claims 6 and 12, the relationship of the opto-elastic constants for the first to the fourth splitters, are neither shown nor suggested by the prior art of record.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Melissa J Koval whose telephone number is (703) 308-4801. The examiner can normally be reached on Monday through Friday.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Russell Adams can be reached on Monday through Thursday at (703) 308-2847. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9318 for regular communications and (703) 872-9319 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

MJK
June 26, 2003